

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

ZIYAD YAGHI

Petitioner

v.

UNITED STATES OF AMERICA

Respondent

Judgment in a 2255 Action

Criminal Case No. 5:09-CR-216-8FL

Civil Case No. 5:15-CV-523-FL

Decision by Court.

This action came before the Honorable Louise Wood Flanagan, United States District Judge, for consideration of the petitioner's motion to vacate under 28 U.S.C. § 2255, the respondent's motion to dismiss or in the alternative motion for summary judgment and on the memorandum and recommendation of United States Magistrate Judge

IT IS ORDERED, ADJUDGED AND DECREED in accordance with the court's classified order entered on March 29, 2019, that petitioner's motion to vacate under 28 U.S.C. § 2255 is denied and respondent's motion to dismiss or in the alternative for summary judgment is granted. A certificate of appealability is denied.

This Judgment Filed and Entered on March 29, 2019, with service on:

Robert J. Boyle (via CM/ECF Notice of Electronic Filing)

Raymond C. Tarlton (via CM/ECF Notice of Electronic Filing)

Amy N. Okereke (via CM/ECF Notice of Electronic Filing)

March 29, 2019

/s/ Peter A. Moore, Jr.

Clerk